



## FAX COVER SHEET

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DATE: Apr. 30, 2004TOTAL # OF PAGES:  
(INCLUDING THIS COVER SHEET) 13TO: Office of Initial Patent Examination's Filing Receipt  
Corrections

FAX #: (703) 746-9195

FIRM NAME: U.S. Patent and Trademark Office

PHONE #: (703) 308-1202

FROM: Gary M. Polumbus

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## COMMENTS:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Daniel A. Fratello et al.

Atty. Docket No.: 1013/US/2

Appln. No.: 10/776,092

Confirmation No.: 2361

Filing Date: February 10, 2004

Group Art Unit: 1746

Title: VEHICLE WASH APPARATUS WITH AN ADJUSTABLE BOOM

## CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE  
FAX No. 703-746-9195, ON Apr. 30, 2004.

G. Sawatzke  
(PERSON MAKING THE TRANSMISSION OR ATTORNEY OF RECORD)

**Attached Correspondence:** Request for Corrected Filing Receipt, Filing Receipt dated April 26, 2004 and Application Data Sheet with corrections noted thereon, and photocopy of the Certificate of Merger of Mark VII Equipment, Inc. Inc. Into Mark VII Equipment LLC, and photocopy of the Statement of Merger of Mark VII Equipment, Inc. Into Mark VII Equipment LLC.

ORIGINAL WILL BE SENT VIA: ☐ MAIL ☐ E-MAIL ☐ MESSENGER ☐ AIR COURIER ☒ WILL NOT BE SENT

PLEASE CONTACT GINNY SAWATZKE AT (303) 352-1105 IF THIS TRANSMISSION IS INCOMPLETE OR CANNOT BE READ.

REFERENCE # 3707/442239-T20/1013/US/2

DORSEY & WHITNEY LLP · WWW.DORSEY.COM · T 303.529.3400 · F 303.629.3450  
REPUBLIC PLAZA BUILDING · SUITE 4700 · 370 SEVENTEENTH STREET · DENVER, COLORADO 80202-5647

PAGE 1/13 \* RCVD AT 4/30/2004 4:48:06 PM [Eastern Daylight Time] \* SVR:USPTO-EFAX-2/0 \* DNIS:7469195 \* CSID:3036293450 \* DURATION (mm-ss):03-12

Attorney Docket No. 1013/US/2  
Via Facsimile (703) 746-9195

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Daniel A. Fratello et al.

Application No. 10/776,092

Filed: February 10, 2004

For: VEHICLE WASH APPARATUS WITH AN  
ADJUSTABLE BOOM

Confirmation No.: 2361

Group Art Unit: 1746

Examiner: Not Yet Assigned

Commissioner for Patents  
Attn: Office of Initial Patent Examination's  
Filing Receipt Corrections  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CORRECTED FILING RECEIPT**

Sir:

It has been noted that the Filing Receipt dated April 26, 2004, identifies assignee incorrectly in the Assignment for Published Application section. Please note, the correct assignee for this application is: Mark VII Equipment LLC, Arvada, Colorado.


A copy of the Filing Receipt and Application Data Sheet with the corrections noted thereon is attached. Also, attached please find a copy of Certificate of Merger of Mark VII Equipment, Inc. Into Mark VII Equipment LLC and Statement of Merger of Mark VII Equipment, Inc. Into Mark VII Equipment LLC indicating the surviving entity as Mark VII Equipment LLC.

Applicant respectfully requests the issuance of a corrected filing receipt showing the correct assignee as Mark VII Equipment LLC, Arvada, Colorado.

Application No. 10/776,092  
Attorney Docket No. 1013/US/2

It is believed no fee is due for this submission. However, if any fees are due, the Office is hereby authorized to use our Deposit Account No. 04-1415.

Dated: April 30, 2004

  
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Enclosures



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/776,092	02/10/2004	1746	1139	1013/US/2	25	56	13

20686  
 DORSEY & WHITNEY, LLP  
 INTELLECTUAL PROPERTY DEPARTMENT  
 370 SEVENTEENTH STREET  
 SUITE 4700  
 DENVER, CO 80202-5647

CONFIRMATION NO. 2361  
 FILING RECEIPT

\*OC000000012454502\*

Date Mailed: 04/26/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Daniel A. Fratello, Golden, CO;  
 James Johnson, Coeur D'alene, ID;  
 Michael W. Mingee, Aurora, CO;  
 Jon Leppo, Denver, CO;  
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 Eric Engen, Bailey, CO;  
 Dennis McCadden, Thornton, CO;  
 Thanh J. Tran, Aurora, CO;

## Assignment For Published Patent Application

~~Mark VII Equipment, Inc.~~, Arvada, CO;  
 Mark VII Equipment, LLC

## Domestic Priority data as claimed by applicant

This application is a DIV of 09/849,763 05/04/2001

## Foreign Applications

If Required, Foreign Filing License Granted: 04/26/2004

Projected Publication Date: 08/05/2004

Non-Publication Request: No

Early Publication Request: No

**\*\* SMALL ENTITY \*\***

Title

Vehicle wash apparatus with an adjustable boom

Preliminary Class

134

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

FILED - CUSTOMER COPY  
DONETTA DAVIDSON  
COLORADO SECRETARY OF STATE

**CERTIFICATE OF MERGER  
OF  
MARK VII EQUIPMENT, INC.  
INTO  
MARK VII EQUIPMENT LLC**

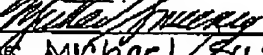
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SECRETARY OF STATE  
12-17-2003 11:33:18

Pursuant to Section 209 of the Delaware Limited Liability Company Act, Mark VII Equipment LLC certifies as follows:

1. The names and jurisdiction of formation or organization of each constituent entity is: Mark VII Equipment, Inc., a Colorado corporation, and Mark VII Equipment LLC, a Delaware limited liability company. The laws of the jurisdiction of organization of Mark VII Equipment, Inc. permit the merger of a business corporation of that jurisdiction with a limited liability company of another jurisdiction.
2. A plan and agreement of merger providing for the merger of Mark VII Equipment, Inc. into Mark VII Equipment LLC has been approved and executed by each of them.
3. The name of the surviving limited liability company is Mark VII Equipment LLC.
4. The merger will become effective as of the close of business on December 31, 2003.
5. The agreement and plan of merger is on file at Mark VII Equipment LLC, c/o Goldner Hawn Johnson & Morrison Incorporated, 5250 Wells Fargo Center, 90 South Seventh Street, Minneapolis, Minnesota 55402.
6. A copy of the agreement and plan of merger will be furnished by Mark VII Equipment LLC, on request and without cost, to any member of Mark VII Equipment LLC and to any shareholder of Mark VII Equipment, Inc.

Dated: December 16, 2003

**MARK VII EQUIPMENT LLC**

By:   
Name: Michael J. Sweeney  
Title: Authorized Person

**STATEMENT OF MERGER  
OF  
MARK VII EQUIPMENT, INC.  
INTO  
MARK VII EQUIPMENT LLC**

Pursuant to Section 7-90-203 of the Colorado Corporations and Associations Act, the undersigned hereby executes the following statement of merger:

1. The merging entity is Mark VII Equipment, Inc., a Colorado corporation.
2. The surviving entity is Mark VII Equipment LLC, a Delaware limited liability company.
3. The address of the surviving entity's principal office and the office in the state of Colorado are c/o Goldner Hawn Johnson & Morrison Incorporated, 5250 Wells Fargo Center, 90 South Seventh Street, Minneapolis, Minnesota 55402 and 5981 Tennyson Street, Arvada, Colorado 80003, respectively.
4. The merger shall become effective as of the close of business on December 31, 2003.
5. The name and mailing address of the individual who caused this document to be delivered for filing, and to whom the Secretary of State may deliver notice if filing of this document is refused, is:

Jennifer L. Cornell  
Dorsey & Whitney LLP  
Suite 1500  
50 South Sixth Street  
Minneapolis, MN 55402-1498

Dated: December 16, 2003.